

House Judiciary Civil Practice Subcommittee Amendment # 1

Amendment No. 1 to HB1001

Fowlkes  
Signature of Sponsor

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
_____

**AMEND Senate Bill No. 1282**

**House Bill No. 1001\***

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 10, Chapter 7, Part 5, is amended by adding the following as appropriately numbered new sections:

Section 10-7-5\_\_.

(a) Any veteran of the United States Armed Forces, or such veteran's surviving spouse, attorney, personal representative or court appointed guardian, may request that a county register of deeds remove from the official records held in such register's office, excepting records preserved on microfilm, any of the following record forms: DD-214, DD-215, WD AGO 55, WD AGO 53-55, NAVMC 78-PD, NAVPERS 553, or any other military discharge, or alternatively may request that the veteran's social security identification number be redacted from any such military discharge record if such records are stored in a manner that permits redaction.

(b) The request for removal of a military discharge record or redaction of a social security identification number from a military discharge record in the office of the county register of deeds pursuant to subsection (a) herein shall be made on a paper writing in a form substantially as follows:

REQUEST FOR REMOVAL OF MILITARY DISCHARGE OR REDACTION OF  
SOCIAL SECURITY NUMBER FROM A MILITARY DISCHARGE

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1. Full Name of Veteran: \_\_\_\_\_
2. Name of Person Making Request: \_\_\_\_\_
3. If not the Veteran making the Request, identify the legal relationship that entitles the Person Making Request to make the Request: (check one)
  - a. Surviving Spouse\_\_\_\_\_
  - b. Attorney\_\_\_\_\_
  - c. Personal Representative\_\_\_\_\_
  - d. Court Appointed Guardian\_\_\_\_\_
4. Check (a) or (b)
  - (a) Request Removal of Military Discharge Record \_\_\_\_\_
  - (b) Request redaction of social security identification number on Military Discharge Record (if practicable) \_\_\_\_\_
5. Type of Military Discharge Record\_\_\_\_\_
6. Book and Page Number or other Reference identifying where the Military Discharge Record is recorded in the \_\_\_\_\_ County Register's office:  
Book No. \_\_\_\_\_ Page No. \_\_\_\_\_ or \_\_\_\_\_  
No. \_\_\_\_\_
7. Signature of Person Making Request:  
\_\_\_\_\_

State of Tennessee

County of \_\_\_\_\_

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Personally appeared before me, (person duly authorized to take  
acknowledgments in [ \_\_\_\_\_ ] county, the within named \_\_\_\_\_, with  
whom I am personally acquainted (or person to me on the basis of satisfactory  
evidence) and who acknowledges that such person executed the within  
instrument for the purpose of making a request of the Register of Deeds of  
\_\_\_\_\_, County, Tennessee, to remove a military discharge record or  
redact a social security identification number from a military discharge record,  
excepting microfilm records.

Witness my hand this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

(signature of person taking acknowledgement)

[ Space for Seal of Office]

(c) The completed request form as provided in subsection (b) herein is  
eligible for recording in the office of the county register of deeds where  
submitted. The register has no duty to inquire beyond the acknowledged request  
to verify the identity or authority of the person requesting the removal. Upon  
recording the written request, the county register shall either remove the military  
discharge record identified in the request from the records of the office, except  
microfilm records, or redact the social security identification number from a  
military discharge record recorded in the office of the county register if  
practicable. If redaction is not practicable, the county register shall not record the  
request and shall verbally or by writing explain to the person making the request

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why redaction is not practicable and state that the person may instead request the removal of the military discharge record from the records of the county register.

Section 10-7-5\_\_\_\_. A county register shall not cause a military discharge record recorded in the office of the county register to be viewed over the Internet except through a subscription service approved by the county register.

Section 10-7-5\_\_\_\_. The preparer of any document recorded in the office of the county register of deeds shall not place a social security identification number on any document filed or recorded in the office of the county register of deeds. However, the county register shall not refuse to record a document for failure of the preparer to comply with the prohibition contained in this section regarding use of social security identification numbers.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.